

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

MIKE GROENE, individually and as Chair of)
the Stop Overspending Nebraska Ballot)
Committee; ROBERT COLE ROGERS, and)
AMIE SPRADLEY,)

Case No.: 4:06cv3153

Plaintiffs,)

v.)

COLEEN SENG, in her official capacity as)
Mayor of the City of Lincoln, Nebraska;)
THOMAS K. CASADY, in his official capacity)
as Chief of Police for the City of Lincoln,)
Nebraska; MIKE FAHEY, in his official)
capacity as Mayor of the City of Omaha,)
Nebraska; THOMAS H. WARREN, in his)
official capacity as Chief of Police for the City)
of Omaha, Nebraska; JULIE M. HANEY, in)
her official capacity as Treasurer, Douglas)
County, Nebraska; RIVKAH SASS, in her)
official capacity as Library Director for the City)
of Omaha, Nebraska; STACEY ALDRICH, in)
her official capacity as Assistant Library)
Director for the City of Omaha, Nebraska; JAY)
VAVRICEK, in his official capacity as Mayor)
of the City of Grand Island, Nebraska; STEVE)
LAMKEN, in his official capacity as Chief of)
Police for the City of Grand Island, Nebraska;)
and STEVE FOSSELMAN, as Library Director)
for the City of Grand Island, Nebraska,)

AFFIDAVIT OF
MIKE GROENE

Defendants.)

State of Nebraska)

) s.s.

County of Lincoln)

Mike Groene, having first been duly sworn on his oath, hereby states as follows:

1. I am over the age of 18 and I have personal knowledge regarding the facts contained in



this affidavit.

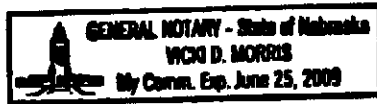
2. I am the Chairman of the Western Nebraska Taxpayers' Association and the Chairman of the Stop Overspending Nebraska Ballot Committee.
3. As Chairman of these two organizations, I co-sponsored an initiative petition which seeks to place a constitutional amendment on the Nebraska November 2006 ballot.
4. The constitutional amendment would establish a limit on the growth of state spending which may only be exceeded with voter approval (the "SOS Initiative").
5. Upon information and belief, approximately 117,000 signatures are needed in support of the SOS Initiative in order to place the constitutional amendment on the November 2006 ballot.
6. As sponsor of the SOS Initiative, I circulate the SOS Initiative on a volunteer basis.
7. Also as sponsor of the SOS Initiative, I closely monitor and respond to issues relating to petition circulators' access to various fora throughout the state for the purposes of gathering signatures in support of the SOS Initiative.
8. I am very concerned that, due to the restricted access petition circulators have experienced on public property such as parks, streets, sidewalks, courthouses and civic centers, and county treasurer's offices, we may be unable to obtain a sufficient number of signatures to have the SOS Initiative placed on the November 2006 ballot.
9. I am also fearful that the policies and practices adopted in Omaha, Lincoln, and Grand Island will be communicated to other municipalities and I will be unable to circulate the SOS Initiative in areas beyond Omaha, Lincoln, and Grand Island.

FURTHER AFFIANT SAYETH NOT.

6-25-2006
Date

Michael K. Groene
Mike Groene, Plaintiff

Subscribed to and sworn before me this 25th day of June, 2006.



Vicki D. Morris
Notary Public